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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

DANIEL CHECKMAN, Individually
And On Behalf Of All Others Similarly
Situating,

Plaintiff,

v.

ALLEGIANT TRAVEL COMPANY,
MAURICE J. GALLAGHER, JR., and
SCOTT SHELDON,

Defendants.

Case No: 2:18-cv-03417-JFW-AS

**STIPULATION TO EXTEND TIME
TO RESPOND TO INITIAL
COMPLAINT BY NOT MORE THAN
30 DAYS (L.R. 8-3)**

Complaint Served: June 20, 2018

Current Response Date: Aug. 20, 2018

New Response Date: Sept. 17, 2018

1 WHEREAS, on April 24, 2018, Plaintiff Daniel Checkman (“Plaintiff”) filed a
2 complaint against Allegiant Travel Company, Maurice J. Gallagher, Jr., and Scott Sheldon
3 (collectively, “Defendants”) in the above-captioned case (the “Action”) alleging violations
4 of the Securities Exchange Act of 1934 (the “Initial Complaint”);

5 WHEREAS, by Order entered July 17, 2018, the Court appointed Charles Brendon
6 as Lead Plaintiff and approved of his selection of The Rosen Law Firm, P.A. as Lead
7 Counsel;

8 WHEREAS, on August 15, 2018, the Parties filed a Stipulation and Proposed Order
9 Setting Schedule for Filing of Amended Class Action Complaint and Briefing on Motion
10 to Dismiss (ECF No. 23) (the “Stipulation and Proposed Order”), which was denied by the
11 Court on August 17, 2018 for not showing good cause for “such an extended briefing
12 schedule”;

13 WHEREAS, the deadline for Defendants to respond to the Initial Complaint is
14 August 20, 2018;

15 WHEREAS, Defendants have requested and Lead Plaintiff has agreed to a twenty-
16 eight (28) day extension for Defendants to respond to the Initial Complaint in light of the
17 number and importance of the issues to be raised, such that the deadline would be
18 Monday, September 17, 2018. This will also provide the Parties added time to discuss and
19 submit a revised Stipulation and Proposed Order for Court approval;

20 WHEREAS, Local Rule 8-3 states that “A stipulation extending the time to respond
21 to the initial complaint shall be filed with the Clerk. If the stipulation, together with any
22 prior stipulations, does not extend the time for more than a cumulative total of thirty (30)
23 days from the date the response initially would have been due, the stipulation need not be
24 approved by the judge. Any such stipulation must have as its title ‘Stipulation to Extend
25 Time to Respond to Initial Complaint By Not More than 30 days (L.R. 8- 3).’”
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NOW, THEREFORE, by and through their respective counsel of record, the Parties hereby stipulate and agree that Defendants may have a twenty-eight (28) day extension, up to and including September 17, 2018, to file an answer or otherwise respond to the Initial Complaint, and nothing in this Stipulation shall be construed as a waiver of Lead Plaintiff's right to subsequently amend the Initial Complaint pursuant to Federal Rule of Civil Procedure 15.

Dated: August 20, 2018

GREENBERG TRAURIG LLP

By: /s/ Daniel J. Tyukody
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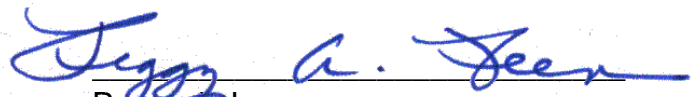
Dated: August 20, 2018

THE ROSEN LAW FIRM, P.A.

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Counsel for Plaintiffs

IT IS ORDERED that this stipulation is DENIED as moot. On September 17, 2018, the parties filed a stipulation (ECF No. 31) to allow plaintiff to file an amended complaint, vacate the deadline for filing a response to the initial complaint, and set a briefing schedule for any defendant to file a motion to dismiss.

Dated this 20th day of September, 2018.


Peggy A. Leen
United States Magistrate Judge